

SENATE AMENDMENTS TO SENATE BILL 94

By COMMITTEE ON VETERANS AND EMERGENCY PREPAREDNESS

April 28

1 In line 2 of the printed bill, after “planning” insert “; and declaring an emergency”.

2 In line 4, before “Taking” insert “(1)”.

3 After line 9, insert:

4 “(2) The Oregon Homeland Security Council shall identify the vulnerabilities of the critical en-
5 ergy infrastructure hub on the lower Willamette River to a Cascadia magnitude nine earthquake and
6 a resulting tsunami.

7 “(3) The council shall determine the appropriate capacity of necessary emergency generators,
8 recommend the necessary emergency generators to be installed at liquid fuel storage and transfer
9 facilities and make any other recommendations necessary to ensure a reliable fuel supply for emer-
10 gency response in this state following a Cascadia earthquake.

11 **“SECTION 2. (1)(a) In preparation for an emergency as defined in ORS 401.025 that is**
12 **related to a seismic event, the Office of Emergency Management shall advertise for, solicit**
13 **and receive bids or proposals for and enter into a price agreement as provided in ORS**
14 **279B.140 with a contractor that can provide, when needed, a helicopter that is capable of**
15 **lifting heavy loads. The office shall enter into the price agreement for the longest term to**
16 **which the contractor agrees and may renew the price agreement under the existing terms**
17 **and conditions without a further competitive process if the office believes the public interest**
18 **so requires.**

19 **“(b) The office may prequalify prospective bidders or proposers under ORS 279B.120 on**
20 **the basis of the bidders’ or proposers’ available equipment, training, expertise and capabili-**
21 **ties and on the basis of the types of services the office expects to require.**

22 **“(2)(a) A local contracting agency, as defined in ORS 279A.010, may procure services un-**
23 **der the price agreement into which the office enters under subsection (1) of this section by**
24 **conducting a cooperative procurement with the office under ORS 279A.200 to 279A.225.**

25 **“(b) A local government may request through an intergovernmental agreement under**
26 **ORS chapter 190 that the office, on the local government’s behalf, enter into a contract for**
27 **services with a contractor with which the office has a price agreement under subsection**
28 **(1)(a) of this section and that the office has prequalified under subsection (1)(b) of this sec-**
29 **tion. If a local government makes a request under this paragraph, the local government in**
30 **the intergovernmental agreement shall agree to reimburse the office for all expenditures**
31 **that the office makes under the terms of the contract for services.**

32 **“(c) The office, in response to a request from a local government, may conduct an**
33 **emergency procurement in accordance with ORS 279B.080 and under the terms and condi-**
34 **tions of a price agreement into which the office enters under subsection (1) of this section**
35 **if the local contracting agency agrees to reimburse the office for all expenditures the office**

1 makes in connection with the emergency procurement.

2 “(3) The Office of Emergency Management shall adopt rules to implement the provisions
3 of this section.

4 “SECTION 3. (1) State agencies with emergency preparedness responsibilities and local
5 governments may establish public-private partnerships to evaluate options, plan and finance
6 projects that evaluate the diversification of liquid fuel storage and transfer facility locations
7 and identify alternative liquid fuel corridors.

8 “(2) A local government may issue revenue bonds pursuant to ORS 287A.150 to finance
9 the costs associated with the projects listed in subsection (1) of this section.

10 “(3) The Oregon Homeland Security Council may impose requirements to ensure that fi-
11 nancing methods are consistent with the projects listed in subsection (1) of this section.

12 “(4) A local government may make loans to private entities financed with the net pro-
13 ceeds and interest earnings of revenue bonds authorized by subsection (2) of this section.

14 “SECTION 4. (1) Sections 1, 2 and 3 of this 2015 Act become operative January 1, 2016.

15 “(2) The Director of the Office of Emergency Management and the Land Conservation
16 and Development Commission may adopt rules and take any other action before the opera-
17 tive date specified in subsection (1) of this section that is necessary to enable the director
18 or the commission, on and after the operative date specified in subsection (1) of this section,
19 to exercise the duties, functions and powers conferred on the director or the commission by
20 sections 1 and 2 of this 2015 Act.

21 “SECTION 5. This 2015 Act being necessary for the immediate preservation of the public
22 peace, health and safety, an emergency is declared to exist, and this 2015 Act takes effect
23 on its passage.”.

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